

**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

08-O- -1459

AN ORDINANCE TO AMEND ORDINANCE 06-O-1573, ADOPTED BY THE CITY COUNCIL ON MAY 5, 2008, AND APPROVED BY THE MAYOR ON MAY 13, 2008, TO CORRECTLY IDENTIFY THE PRESENT OWNERS OF THE ATLANTA HILTON HOTEL AND THE ATLANTA MARRIOTT MARQUIS HOTEL; AND FOR OTHER PURPOSES.

WHEREAS, Ordinance 06-O-1573 was introduced before the Atlanta City Council for first read on July 17, 2006; and

WHEREAS, Ordinance 06-O-1573 was adopted by the Atlanta City Council on May 5, 2008 and approved by the Mayor on May 13, 2008; and

WHEREAS, between the introduction of the Ordinance in 2006 and final adoption of said Ordinance in 2008, the ownership of the Atlanta Hilton Hotel was transferred from Atlanta Center Limited by Hilton, the entity referred to in Ordinance 06-O-1573, to the present owner, ACC Hospitality Lessor, L.L.C., a Delaware Limited Liability Company; and

WHEREAS, because of the change in ownership, it is now necessary to amend Ordinance 06-O-1573 to properly authorize the Mayor or her designee to enter into an agreement with the present owners of the two hotels with respect to the pedestrian bridge to be erected that will connect the Hilton and Marriott hotels above Courtland Street in downtown Atlanta.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

Section 1: That Section 1 of Ordinance 06-O-1573 is hereby amended to read as follows:

SECTION 1: That the Mayor is hereby authorized to enter into an Agreement with ACC Hospitality Lessor, L.L.C., a Delaware Limited Liability Company, the owner of the Atlanta Hilton Hotel, HMA Realty Limited Partnership (HMA-GP, L.L.C.), the owner of the Atlanta Marriott Marquis Hotel, for the construction of a bridge over Courtland Street between Baker Street and Harris Street, connecting their respective properties located at 255 Courtland Street N.E., and 265 Peachtree Center Avenue.

Section 2: All ordinances and parts of ordinances in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of the conflict.

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Soraya Belgrave

Contact Number: (404) 330-6002

Originating Department: Public Works

Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: July 16, 2008

Anticipated Committee Meeting Date(s): July 29, 2008

Anticipated Full Council Date: August 18, 2008

Legislative Counsel's Signature: Saul Schultz

Commissioner Signature: _____

Chief Procurement Officer Signature: _____

CAPTION

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Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: _____ Reviewed by: _____
(date) (date)

Submitted to Council: _____